PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5 Applicant(s): Jen-Chau Wu et al.

Serial No.: 10/791,709 Filing Date: 03/04/2004

Examiner: PHAM, LONG Art Unit: 2814

Docket No.: UECP0012USA

10 Title: ESD PROTECTION CONFIGURATION AND METHOD FOR LIGHT

EMITTING DIODES

To: Mail Stop 16

Commissioner for Patents

15 P.O. Box 1450

Alexandria VA 22313-1450

Subject: Status Inquiry of the Request for Refund filed on September 22, 2006

20

Dear Sir,

A request to refund the erroneous deduction of US\$230 on 04/18/2006 was submitted on 09/22/2006 and an official receipt was issued from the USPTO on 10/04/2006 (Attachment 1). However, the amount of US\$230 has not been refunded to the undersigned agent's Deposit Account No. 50-3105 so far.

The subject application was filed on 03/04/2004 with total $\underline{23}$ claims and $\underline{4}$ 30 independent claims, and the excess claim fees were paid by the former agent.

The application was later transferred to the undersigned agent's office. A

response to the Restriction Requirement was filed on 08/11/2005, and the number of claims was unchanged (total 23 claims and 4 independent claims).

An amendment was filed on 12/22/2005 with total <u>22</u> claims and <u>5</u> independent claims and the excess independent claim fee US\$200 was deducted from the Deposit Account No. 503105 on 12/27/2005.

Another amendment was filed 01/23/2006 with total <u>22</u> claims and <u>5</u> independent claims. No excess claim fee was required for this amendment, and the application was allowed on 04/06/2006. However, it was found that the USPTO erroneously deducted the extra claim fee US\$230 on 04/18/2006

| 04/18 23 | 10791709 | 3232-10 | 1201 | \$80.00 | \$35,922.00 |
|----------|----------|---------|------|----------|-------------|
| 04/18 25 | 10791709 | 3232-10 | 1202 | \$150.00 | \$35,772.00 |

A table of the correct claim numbers for each amendment and the relevant fee worksheets (Attachment 2) are provided for your reference.

| Data | New Filing | Amendment | Amendment | Amendment | | |
|--------------------|------------|------------|------------|------------|--|--|
| Date | 03/04/2004 | 08/11/2005 | 12/22/2005 | 01/23/2006 | | |
| Total claims | 23 | 23 | 22 | 22 | | |
| Independent claims | 4 | 4 | 5 | 5 | | |

In conclusion, the deduction of the extra claim fee US\$230 on 04/18/2006 is an office mistake and should be refunded to the Deposit Account No. 50-3105 pursuant to 37 CFR 1.26. Your response in this matter will be greatly appreciated.

| Sincerely yours, | Sin | cere | ly | yours. |
|------------------|-----|------|----|--------|
|------------------|-----|------|----|--------|

| /Winston Hsu/ Date: 07/21/2010 | /Winston Hsu/ | Date: | 07/21/2010 | |
|--------------------------------|---------------|-------|------------|--|
|--------------------------------|---------------|-------|------------|--|

Winston Hsu, Patent Agent No. 41,526

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Note: Please leave a message in my voice mail if you need to talk to me. (The time in D.C. is 12 hours behind the Taiwan time, i.e. 9 AM in D.C. = 9 PM in Taiwan.)



UNITED STATES PATENT AND TRADEMARK OFFICE

Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office

October 4, 2006

NORTH AMERICA INTELLECTUAL PROPERTY CORPORATION P.O. BOX 506 MERRIFIELD, VA 22116 US

Dear Sir/Madam,

This is to acknowledge receipt of your refund request for 10791709 in the amount of \$230.00.

Your request has been forwarded to the Technical Center Others for review and processing.

To inquire about the status of your refund request, please call 703 308-9010 x177.

Thank you,

Technical Center Others

Attachment 2 (4 pages) Application or Docket Number PATENT APPLICATION FEE DETERMINATION RECORD Effective October 1, 2003 **CLAIMS AS FILED - PART I** SMALL ENTITY OTHER THAN (Column 1) (Column 2) TYPE SMALL ENTITY TOTAL CLAIMS RATE FEE RATE FEE FOR NUMBER FILED BASIC FEE BASIC FEE NUMBER EXTRA 385.00 770.00 OR TOTAL CHARGEABLE CLAIMS minus 20≃ X\$ 9≈ X\$18= 100 OR INDEPENDENT CLAIMS minus 3 = X43= X86= **OR** MULTIPLE DEPENDENT CLAIM PRESENT +145= +290= OR * If the difference in column 1 is less than zero, enter "0" in column 2 TOTAL 155 OR TOTAL **CLAIMS AS AMENDED - PART II OTHER THAN** SMALL ENTITY (Column 1) SMALL ENTITY OR (Column 2) (Column 3) CLAIMS HIGHEST ADDI-ADDI-REMAINING NUMBER PRESENT AMENDMENT RATE TIONAL RATE TIONAL AFTER PREVIOUSLY EXTRA **AMENDMENT** PAID FOR FEE FEE Total Minus X\$ 9= X\$18≈ OR Independent Minus X43= X86= OR FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM +145= +290= OR TOTAL OR ADDIT FEE ADDIT. FEE (Column 1) (Column 2) (Column 3) CLAIMS HIGHEST 8 ADDI-REMAINING ADDI-NUMBER PRESENT AMENDMENT PREVIOUSLY RATE TIONAL AFTER RATE TIONAL **EXTRA** AMENDMENT PAID FOR FEE FEE . Total Minus X\$ 9≈ X\$18≈ OR Minus Independent X43≈ X86= OR FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM +145= OR +290= TOTAL OR ADDIT, FEE ADDIT, FEE (Column 1) (Column 2) (Column 3) CLAIMS HIGHEST REMAINING ADDI-ADDI-NUMBER PRESENT PREVIOUSLY AFTER . RATE TIONAL RATE TIONAL EXTRA **AMENDMENT** PAID FOR FEE FEE Total Minus X\$ 9= X\$18= OR Independent Minus *** X43= X86= OR FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM +145= +290= OR • If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
• If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20." TOTAL OR

ADDIT, FEE

ADDIT. FEE

PTO/SB/06 (12-04)
Approved for use through 7/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
0 a collection of information unless # 47-2

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|-------------------|--|---|--|--|---|--------------------|---|-------------|--------------------|---------------------------------------|
| L | | | ON AS FI | LED – PART | (Column 2) | SMALL | . ENTITY | OR. | | R THAN ENTITY |
| | FOR . | <u> </u> | MBER FILE | D NUN | BER EXTRA | RATE (\$) | FEE (\$) | 7 | | T |
| | SIC FEE CFR 1.16(a), (b), c | or (c)) | | | | 19415/8/ | FEE (3) | 1 | RATE (\$) | FEE (\$) |
| SE (37 | ARCH FEE CFR 1.16(k), (I), or | (m)) | | | | | | | | |
| | AMINATION FE CFR 1.16(0), (p), 0 | | | | | | | 1 | <u> </u> | |
| TO | TAL CLAIMS CFR 1.16(I)) | | ·minus | 20 = | | x = | | OR | X | - |
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| API FEI (37 | PLICATION SIZE E CFR 1.16(8)) | sheets is \$250 addition 35 U.S | pecification of paper, (\$125 for nat 50 she condition). | on and drawings the application r small entity) for eets or fraction t 1)(G) and 37 Cl | size fee due or each thereof. See | X = | | | X = | |
| MU | LTIPLE DEPEN | DENT CLAIM PRI | ESENT (37 | CFR 1.16(J)) | | | | ļ | | |
| . It t | he difference in | column 1 is less t | han zero, e | enter "0" in column | n 2. | TOTAL | |] . | TOTAL | |
| | APP | (Column 1) | AMEN | DED - PART I | (Column 3) | | | OR | OTHER | THAN |
| | <u> </u> | CLAIMS | T | HIGHEST | T | SMALL | ENTITY | i i | SMALL | ENTITY |
| AMENDMENT A | 8-11-05 | REMAINING AFTER AMENDMENT | | NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE (\$) | ADDI- TIONAL FEE (\$) | | RATE (\$) | ADDI- TIONAL |
| 띩 | Total (37 CFR 1.16(I)) | 23 | Minus | 23 | · E | × 25 = | | | x 50 = | FEE (\$) |
| 2 | Independent (37 CFR 1.16(h)) | . 4 | Minus | ··· 4 | = | | | OR . | | · · · · · · · · · · · · · · · · · · · |
| 影 | Application Size Fee (37 CFR 1.16(s)) | | | | | ×/00 = | | OR | ×200 = | <u> </u> |
| | FIRST PRESENTATION OF MULTIPLE DEPENDENT CLA | | | | FR 1.16(j)) | 180 | No same, o con ingrigo | OR | 360 | 7489544 |
| | | | • | | | TOTAL ADD'L FEE | | OR | TOTAL ADD'L FEE | |
| | | (Column 1) | | (Column 2) | (Column 3) | | | | | |
| R R | | CLAIMS - REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE (\$) | ADDI- TIONAL FEE (\$) | | RATE (\$) | ADDI- TIONAL FEE (\$) |
| | Total (37 CFR 1.16(i)) | | Minus | | = : | ×25 = | | OR | ×50 = | 122 (4) |
| | Independent (37 CFR 1.16(h)) | • | Minus | *** | = - | ×100 = | | 1 | × 200 = | |
| ξĽ | Application Size | Fee (37 CFR 1.1 | 6(s)) | | | 7.700 - | | OR | * QOO = | |
| 1 | FIRST PRESENTA | TION OF MULTIPL | E DEPENDE | NT CLAIM (37 CF | R 1.16(j)). | 180 | | OR | 360 | |
| | | | | | | TOTAL | | | | |

"" If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| U | nder the Paperw | ork Reduction Act | of 1995, n | o persons are req | uired to respond | to a collection of i | nformation unte | | | |
|-------------|---|---|------------|---|------------------|----------------------|------------------------|---------------|--------------------|------------------------|
| | PA ⁻ | TENT APPLI | | N FEE DETE | | N RECORD | | Applica 70 | ition or Docket N | umber 9 |
| | | CLAIMS AS | S FILED | | olumn 2) | SMALL | ENTITY | OR | | R THAN ENTITY |
| | FOR | NUMB | ER FILED | NUMB | ER EXTRA | RATE | FEE | 1 | RATE | FEE |
| | SIC FEE CFR 1.16(a)) | | | | | | s | OR | | s |
| | TAL CLÁIMS CFR 1.16(c)) | | minus 2 | 0 = . | | X \$= | | OR | x s = | |
| | INDEPENDENT CLAIMS (37 CFR 1.16(b)) minus 3 = | | | | x \$= | | OR | x \$_ = | | |
| <u> </u> | MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d)) | | | | | + \$ = | | OR | + s = | |
| . 11 1 | he difference in | column 1 is less th | an zero, e | nter "0" in column | 2. | TOTAL | | OR | TOTAL | |
| | С | LAIMS AS AM | ENDED | – PART II | | | | - | | |
| 12 | 22.05 | (Column 1) | | (Column 2) | (Column 3) | SMALL | ENTITY | OR | | R THAN ENTITY |
| AMENDMENT A | | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDI- TIONAL FEE | | RATE | ADDI- TIONAL FEE |
| DW | Total (37 CFR 1.16(c)) | 22 | Minus | <i>"23</i> | = | x s <u>25</u> = | | OR | x s <u>50</u> = | |
| JĒN | Independent (37 CFR 1.16(b)) | 5 | Minus | 4 | - | x \$ 100= | | OR | x <u>s 200</u> = | 200 |
| AN | FIRST PRESENT | TATION OF MULTIPL | E DEPEND | ENT CLAIM (37 CF | R 1.16(d)) | + s <u>180</u> = | | OR | + \$ 360= | |
| | | | | | | TOTAL ADD'L FEE | | OR | ADTE E | 200 |
| | | (Column 1) | | (Column 2) | (Column 3) | | | | • | |
| AMENDMENT B | | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDI- TIONAL FEE | | RATE | ADDI- TIONAL FEE |
| OM | Total (37 CFR 1.16(c)) | • | Minus | ** | 5 | × <u>، عاد</u> = | | OR | × s <u>50</u> = | |
| ШN | Independent (37 CFR 1.16(b)) | • | Minus | *** | = | x s 100 = | | OR | x s 200 = | |
| Α | FIRST PRESENT | ATION OF MULTIPLE | E DEPENDI | ENT CLAIM (37 CF | 'R 1.16(d)) | + \$ 180 = | | OR | + \$360 = | |
| | | · · · · · · · · · · · · · · · · · · · | | | | TOTAL ADD'L FEE | | OR | TOTAL ADD'L FEE | |
| | | (Column 1) | | (Column 2) | (Column 3) | | | | - | |
| INT C | | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDI- TIONAL FEE | | RATE | ADDI- TIONAL FEE |
| ğ | Total (37 CFR 1.16(c)) | • | Minus | •• | = | × \$ <u>25</u> = | | OR | x \$ <u>50</u> = | |
| AMENDMENT | Independent (37 CFR 1.16(b)) | • | Minus | *** | = | × \$ <u>100</u> = | | OR | x s 200= | • |
| ¥ | FIRST PRESENT | ATION OF MULTIPLE | DEPENDE | NT CLAIM (37 CF | R 1.16(d)) | + \$ 180= | | OR | + \$360 = | |
| | | | | | | TOTAL ADD'L FEE | | OR | TOTAL ADD'L FEE | |
| * | If the entry in column 1 is less than the entry in column 2, write "0" in column 3. If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20". If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3". | | | | | | | | | |

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| | PA | TENT APPI | | | tion or Docket N | umber 9 | | | | | | | |
|-----------|---|---|--|---|--------------------------|------------|--|------------------------|-------|--------------------|------------------------|--|--|
| | | | AS FILED | | olumn 2) | _ | SMALL | ENTITY | OR | | R THAN . ENTITY | | |
| | FOR | NU | MBER FILED | NUMB | ER EXTRA | 1 | RATE | FEE |] | RATE | FEE | | |
| | SIC FEE CFR 1.16(a)) | | | | | 1 | | : | OR | 1000 | , | | |
| TO | TOTAL CLAIMS (37 CFR 1,16(c)) minus 20 = * | | | | 1 | X \$ = | | OR | x s = | | | | |
| IND | INDEPENDENT CLAIMS (37 CFR 1,16(b)) minus 3 ° | | | | 1 | x s= | | 1 | | | | | |
| | | | | | | ĺ | | | OR | | | | |
| | LIPLE DEPENDI | ENI CLAIM PRE | SENI (| 37 CFR 1.16(d)) | | J | + 5= | <u> </u> | OR | + + | | | |
| | he difference in | column 1 is less | than zero, e | nter "O" in column | 2. | | TOTAL | | OR | TOTAL | | | |
| | C | LAIMS AS A | MENDED | - PART II | | | | | | | | | |
| 12 | 22.05 | (Column 1) | | (Column 2) | (Column 3) | | SMALL | ENTITY | OR | | R THAN ENTITY | | |
| NT A | | CLAIMS REMAINING AFTER AMENDMEN | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | | RATE | ADDI- TIONAL FEE | | RATE | ADDI- TIONAL FEE | | |
| Ĭ | Total (37 CFR 1.18(e)) | 20 | Minus | <i>23</i> | • | H | x : <u>25</u> = | | OR | x s <u>50</u> = | | | |
| AMENDMENT | Independent (37 CFR 1,15(b)) | 5 | Minus | 4 | - 1 | | x : 100= | | OR | x 3 200 = | 200 | | |
| A | FIRST PRESENT | TATION OF MULTI | PLE DEPEND | ENT CLAIM (37 CF | R 1.16(d)) | | +:180 = | | OR | +1360= | | | |
| | | | | | | | TOTAL ADD'L FEE | | OR | TOTAL | 200 | | |
| }- | -37-10p | (Caluma 4) | | (Deferre 4) | (O-t 2) | | ADDEFEE | | O.C | AUGUSE | | | |
| NT B | 000 013 | (Column 1) CLAIMS REMAINING AFTER AMENIDMENT | F | (Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | (Column 3) PRESENT EXTRA | | RATE | ADDI- TIONAL FEE | | RATE | ADDI- TIONAL FEE | | |
| ME | Total (37 OFR 1.16(c)) | 1 | Minus | " ds | ۰, | | x s 25 = | | OR | x s 50 = | | | |
| AMENDMENT | Independent (37 CFR 1.16(b)) | | Minus | | = | | x . 100 . | | OR | x : <u>400</u> = | | | |
| A | FIRST PRESENT | ATION OF MULTI | PLE DEPENDA | ENT CLAIM (37 CF | R 1.16(d)) | | +: 180 = | | OR | +=360= | | | |
| | | | | | | | TOTAL ADD'L FEE | | OR | TOTAL ADD'L FEE | | | |
| | | (Column 1) | | (Column 2) | (Column 3) | | | | • | | | | |
| NTC | | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | | RATE | ADDI- TIONAL FEE | | RATE | ADDI- TIONAL FEE | | |
| ME | Total pr cFR 1.15(d) | • | Minus | •• | | ſ | x :25 = | | OR | x : 50 = | | | |
| AMENDMENT | Independent (27 CFR 1.16(b)) | • | Minus | ••• Y | • | ı | × \$ 100 = | | OR | x : 200 = | | | |
| ₹ | FIRST PRESENT | ATION OF MULTIP | LE DEPENDE | INT CLAIM (37 CF) | R 1.16(d)) | Ī | +:150= | | OR | +:360: | | | |
| | | | · | | | L | TOTAL | | - (| TOTAL | | | |
| • | ' If the "Highest I | Number Previous | * If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the "Highest Number Previousty Paid For" IN THIS SPACE is less than 20, enter "20". *** If the "Highest Number Previousty Paid For" IN THIS SPACE is less than 3, enter "3". | | | | | | | | | | |

The 'Highest Number Previously Paid For' (Total or Independent) is the highest number found in the appropriate box in column 1.

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